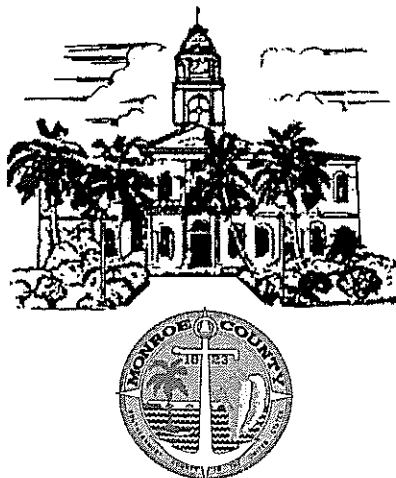




Fire Marshal's Office  
490 63rd Street  
Marathon, FL 33050  
PHONE: (305) 289-6010  
FAX: (305) 289-6013



**BOARD OF COUNTY COMMISSIONERS**

Mayor Mario Di Gennaro, District 4  
Mayor Pro Tem Charles "Sonny" McCoy, District 3  
Dixie M. Spehar, District 1  
George Neugent, District 2  
Sylvia J. Murphy, District 5

**FIREWORKS PERMIT APPLICATION**

***APPLICATION SHALL BE SUBMITTED TO THE FIRE MARSHAL'S OFFICE NO LESS THAN  
30 DAYS PRIOR TO THE EVENT DATE.***

DATE OF APPLICATION: \_\_\_\_\_

**SPONSORING ORGANIZATION:**

(Sponsoring party of the event)

**RESPONSIBLE ORGANIZATION:**

(Fireworks event staging company, as applicable)

**(BOTH PARTIES MUST BE NAMED ON INSURANCE DOCUMENT)**

BUSINESS NAME: \_\_\_\_\_ BUSINESS NAME: \_\_\_\_\_

CONTACT NAME: \_\_\_\_\_ CONTACT NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ ADDRESS: \_\_\_\_\_

TELEPH: \_\_\_\_\_ TELEPH: \_\_\_\_\_

FAX: \_\_\_\_\_ FAX: \_\_\_\_\_

DATE AND TIME OF DISPLAY: \_\_\_\_\_

APPROXIMATE DURATION OF DISPLAY: \_\_\_\_\_

DISTANCE FROM SHORE/NEAREST BUILDING: \_\_\_\_\_

NAME OF AREA FIRE DEPARTMENT: \_\_\_\_\_

LOCATION OF PROPERTY AND DISPLAY: \_\_\_\_\_

***(ATTACH SITE MAP TO INCLUDE BARGE/LAUNCH LOCATION OF DISPLAY\*)***

***\*A diagram of the grounds on which the display is to be held, showing the point at which the fireworks are to be launched, the location of all buildings, highways, the line behind which the audience will be restrained, and the location of nearby trees, telephone lines, and any other overhead obstructions. (Site map must show the distance of nearest shore/building, and the distance from the audience.)***

**EVIDENCE OF INSURANCE:**

**(The original Certificate of Insurance, per event, must be approved by the Monroe County Risk Management Office prior to issuance of the permit. Copies are not acceptable for insurance approval.)**

1. The Monroe County Board of County Commissioners **must be:**
  - a. **Named as an additional insured party**, and also
  - b. **Must be listed as the Certificate Holder on the insurance document.**
2. Both the "sponsoring" and "responsible" entities/organizations must be named as additional insured parties.
3. The limits of the policy shall not be less than \$500,000 per person or \$1,000,000 per each occurrence for all claims.

REGULATIONS FOR THE DISPLAY OF FIREWORKS:

(The applicant shall read and comply with the following regulations)

1. Is the location of this display of fireworks in a public park owned and maintained by Monroe County?

**Check One:** YES ☐ NO ☐ If "YES", attach a copy of the resolution or other authorization of the Board of County Commissioners of Monroe County authorizing said display.

2. The type, size, and number of each fireworks shell to be discharged. Use attachment page if necessary.

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3. **Site selection of fireworks displays, the transportation and ground discharge of fireworks shall conform to NFPA 1123 & NFPA 1124. (Off-shore discharge of fireworks must obtain a marine event permit issued by the U.S. Coast Guard, and shall conform to U.S.C.G. regulations, Title 46, CFR.)** Fireworks shall not be displayed within one hundred (100) feet of a building of any sort, or where the discharge, failure to fire, faulty firing, or fallout of any fireworks or other objects would endanger persons, buildings, structures, forests, or brush, or fifty (50) feet from the nearest aboveground electric or telephone lines, tree, or other overhead obstruction. In no case shall a display be fired within one half mile of any hospital, nursing home, or nursing care center.

4. Spectators at a display of fireworks shall be restrained behind lines or barriers as designated by local authorities, and as specified in NFPA 1123, Table 3-1.3, but in no case less than two hundred (200) feet from the point at which the fireworks are to be discharged. Only authorized persons and those in actual charge of the display shall be allowed inside these lines or barriers during the unloading, preparation, or firing of fireworks.

5. All fireworks that fire a projectile shall be so set up that the projectile will go into the air as nearly as possible in a vertical direction, provided that where such fireworks are to be fired beside a lake or other large body of water, they may be directed in such a manner that the falling residue from the deflagration will fall into the said body of water.

6. Any fireworks that remain unfired after the display is concluded shall be immediately disposed of or removed in a manner safe for the particular type of fireworks. The debris from the discharged fireworks shall be properly disposed of by the operator prior to departure from the premises. The operator, upon the conclusion of the display, shall make a complete and thorough search for any unfired fireworks or pieces which have failed to fire or function, and shall dispose of the material in a safe manner. Such search shall be instituted at the earliest possible time following the conclusion of the display, but in no event later than the first period of daylight which follows the event.

7. **No fireworks display shall be held, or firing of shells must cease, when the wind velocity exceeds 20 miles per hour.**

8. **QUALIFICATIONS OF OPERATORS:** A certified, experienced, competent operator with the knowledge of NFPA 1123, "*Code for Fireworks Display*", and NFPA 1124, "*Standard Code for Outdoor Display of Fireworks*" is required. Fireworks display companies are responsible for the current certification of the operators employed by the company. (Attach copies of operator certifications when utilizing free-lance operators.)

FIREWORKS PERMIT APPLICATION  
PAGE 3

9. There shall be, at all times, a competent and certified operator of the display constantly on duty during the discharge of the fireworks, with a sufficient number of trained assistants available for safe conduct of the display. Assistants shall be fully trained and educated in regard to safety hazards. (Please provide operator/assistant information requested below:)

Operator Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Certification Exp. Date: \_\_\_\_\_

**Trained Display Assistants: (Use attachment page if needed.)**

Assistant Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

Assistant Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

Assistant Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

10. All fireworks articles and items at places of display shall be stored in a manner and in a place secure from fire, accidental discharge and theft, and in a manner recommended by the manufacturer.

11. *The sponsor of the display shall make provisions for adequate fire protection for the display. The sponsor shall consult with the authority having jurisdiction and the operator to determine the level of fire protection required.*

12. Any fireworks display over open water must be permitted by the U.S. Coast Guard and shall conform to U.S.C.G. regulations, Title 46, CFR. Contact the Commanding Officer, U.S. Coast Guard, Marine Safety Office, Waterways Branch, P.O. Box 01-6940, Miami, FL at (305) 535-8751, Fax (305) 535-8740, for U.S.C.G. marine event permitting information.

**I, THE UNDERSIGNED, HEREBY CERTIFY THAT I HAVE READ THE ABOVE  
REGULATIONS AND SHALL COMPLY.**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**INDEMNITY AND HOLD HARMLESS AFFIDAVIT**

**THIS AGREEMENT** entered into by and between **MONROE COUNTY**, hereinafter referred to as party of the first part, an \_\_\_\_\_,  
hereinafter referred to as party of the second part;

**WITNESSETH**

That for and in consideration of the various understandings hereinafter set forth, the parties do agree and covenant each with the other as follows;

1. That for and in consideration of permission to put on a fireworks display in Monroe County by the party of the second part to be performed on the date of \_\_\_\_\_, 19\_\_\_\_, to be held at the location of \_\_\_\_\_, the party of the second part does hereby agree and will have issued a liability insurance policy in accordance with **Monroe County Ordinance Nos. 29-1983, 30-1985, 35-1985, 005-1986, and 001-1991**, wherein the party of the first part shall be named the co-insured of the party of the second part; the limits of said policy not to be less than \$500,000 person or \$1,000,000 per incident for all claims. That an original of said insurance policy, per event, will be placed in the hands of the Monroe County Fire Marshal's Office prior to the issuance of the permit and shall cover any and all costs that may occur as a result of said fireworks display.

2. That for and in consideration of the permission to have said fireworks display, the party of the second part does hereby indemnify the party of the first part for any and all claims or liabilities that may arise out of the fireworks display to be conducted on the above referenced date.

3. That in addition to the indemnification referred to in paragraph #2, the party of the second part does hereby agree to hold the party of the first part harmless on all respects concerning the activities of fireworks display of the above referenced date and location, and will defend any and all causes of action or claims, and will further, defray and pay the cost thereof, to include attorney's fees.

**IN WITNESS WHEREOF**, we hereto affix our hand and seal on this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_\_\_.

SIGNATURE/ORGANIZATION: \_\_\_\_\_

In the State of \_\_\_\_\_ County of \_\_\_\_\_

**PERSONALLY APPEARED BEFORE ME**, the undersigned authority who, after first being sworn by me,

\_\_\_\_\_, affixed his/her signature in the space provided above on this  
(NAME OF PERSON SIGNING ABOVE)

\_\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_\_\_. My Commission expires: \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC SIGNATURE

FWPAPPLC/FIREWORKS/MW7.0